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11 Attorneys for Defendant

12 Guaranty Bank of California

13 **UNITED STATES DISTRICT COURT**

14 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

15 GUARANTY BANK,

16 Plaintiff,

17 vs.

18 GUARANTY BANK OF CALIFORNIA,

19 Defendant.

20 Case No. C 05-4724 MMC

21 [Assigned to The Honorable
22 Maxine M. Chesney, Dept. 7]

23 Complaint Filed: November 17, 2005

24 **FIFTH STIPULATION PURSUANT TO
25 L.R. 6-1(b) TO CONTINUE CASE
26 MANAGEMENT CONFERENCE;
27 ORDER THEREON**

1 Plaintiff Guaranty Bank and defendant Guaranty Bank of California, specially
2 appearing by and through their respective counsel, hereby stipulate to continue the Case
3 Management Conference for 60 days. The parties have reached a settlement of this matter and the
4 continuance is needed to permit the parties to document the settlement. With the requested
5 extension, the next date for the case management conference shall be March 5, 2007 at 10:30 a.m.
6 or the first available date thereafter. A joint case management conference statement shall be filed
7 by no later than February 19, 2007, unless otherwise ordered by the court.

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Respectfully submitted,

10 DATED: December 12, 2006

BINGHAM MCCUTCHEN LLP

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By: /S/

John D. Pernick
Attorneys for Plaintiff GUARANTY BANK

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DATED: December 13, 2006

MUSICK, PEELER & GARRETT LLP

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By: /S/

Catherine M. Lee
Attorneys for Defendant
GUARANTY BANK OF CALIFORNIA

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ORDER

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The case management conference is continued from January 5, 2007 to March 9, 2007. A joint case management statement shall be filed no later than March 2, 2007.

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IT IS SO ORDERED.

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Dated: December 18, 2006

Maline M. Cheney
JUDGE OF THE UNITED STATES
DISTRICT COURT

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